

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

NIKOLAY SHCHERENKOV,

Petitioner,

v.

STATE OF WASHINGTON,

Respondents.

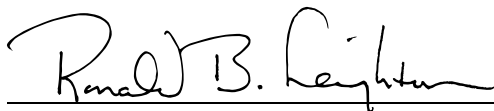
No. C10-5076 RBL/KLS

ORDER ADOPTING REPORT AND
RECOMMENDATION

The Court, having reviewed the petition for writ of habeas corpus, the response, the Report and Recommendation of Magistrate Judge Karen L. Strombom, objections to the Report and Recommendation, if any, and the remaining record, does hereby find and **ORDER:**

- (1) The Court adopts the Report and Recommendation;
- (2) Petitioner's writ of habeas corpus (Dkt. 2) is **DISMISSED WITHOUT PREJUDICE for failure to exhaust state court remedies**; and
- (3) The Clerk is directed to send copies of this Order to Petitioner, counsel for Respondent and to the Hon. Karen L. Strombom.

DATED this 23rd day of April, 2010.



RONALD B. LEIGHTON
UNITED STATES DISTRICT JUDGE